



JUNE 9 - 13, 2008
ST. LOUIS, MISSOURI

James B. Loken, Chief Judge - Minneapolis, Minnesota

Circuit Judges in Active Service

Roger L. Wollman - Sioux Falls, SD
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
William Jay Riley - Omaha, NE
Michael J. Melloy - Cedar Rapids, IA
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR

Circuit Judges Who Have Taken Senior Status

Myron H. Bright - Fargo, ND
John R. Gibson - Kansas City, MO
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
David R. Hansen - Cedar Rapids, IA
Morris S. Arnold - Little Rock, AR

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10th Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28. Division II will be held in the Southeast Courtroom on Floor 27, and Division III will be held in the Northeast Courtroom on Floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court

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The following visiting judges are sitting with the Court in June:

*The Honorable David M. Ebel
Senior U.S. Circuit Judge, 10th Circuit
Denver, Colorado

*The Honorable James M. Rosenbaum
Chief District Judge, District of MN
Minneapolis, Minnesota

*The Honorable Lawrence L. Piersol
United States District Judge
Sioux Falls, South Dakota

Updated 06/10/08

DIVISION I
28th Floor
En Banc Courtroom

MONDAY, JUNE 9, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES LOKEN, *EBEL, COLLOTON

				JPP	
1	06-3264	EM	United States v. Robert Bolden		30
2	07-3829	EM	Owner-Operator Independent Drivers Association, et al. v. United Van Lines		20
3	07-3902	EM	United States v. Steven Kiderlen		15
4	07-3573	MN	Ronald Hylla v. Transportation Communications International Union		15
5	07-3887	EA	United States v. Kenneth Nolen		15

TUESDAY, JUNE 10, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES LOKEN, *EBEL, COLLOTON

				YML	
1	07-3001	EA	United States v. Carl Wynn, Jr.		
	08-1023	EA	United States v. Carl Wynn, Jr.		15
2	07-3772	ND	United States v. Brent Moe		15
3	07-3760	EA	United States v. Cheryl Moten		15
4	07-3738	EM	United States v. Russell Lee		10
5	07-3602	EA	United States v. Sharon Alexander		
	07-3603	EA	United States v. Vondra Alexander		10
6	07-3491	SD	United States v. Pascal Two Elk		15

WEDNESDAY, JUNE 11, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES LOKEN, COLLOTON, *PIERSOL

				LMT	
1	07-3205	EM	United States v. Angela Smiley		15
	07-3729	WA	United States v. Orville Toothman	NO ARG	
2	07-3739	MN	The O.N. Equity Sales Company v. Norman Prins, et al.		15
3	07-3216	EM	United States v. Arvey Lyons, Jr.		10
4	07-3317	EM	George Schoedinger, et al. v. United Healthcare		15

DIVISION I
28th Floor
En Banc Courtroom

THURSDAY, JUNE 12, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES LOKEN, COLLOTON, *PIERSOL

				BNS	
1	07-3543	ND	Jane Nelson, et al. v. First National Bank and Trust		15
2	07-3812	MN	United States v. Lafayette Van		15
	07-3678	EM	United States of America for the use of Lighting & Power Services v. Interface Construction	NO ARG	
	07-3686	MN	United States v. Ismael Ruelas-Mendez	NO ARG	
	07-3683	MN	United States v. Juan Hernandez-Zuniga	NO ARG	

FRIDAY, JUNE 13, 2008 BEGINNING AT 8:30AM
BEFORE JUDGES LOKEN, COLLOTON, *PIERSOL

				LAB/LLB - P	
	07-3213	EA	Glenn Delph v. Michael Astrue	NO ARG	
1	07-3319	EA	Bruce Lane v. Celadon Trucking		
	07-3321	EA	Bruce Lane v. Celadon Trucking		15
2	07-3235	EM	Chrystin Pleasants v. American Express, et al.		15
3	07-3671	EM	United States v. Creative Compounds		15
4	07-3457	MN	M.Y. v. Special School District No. 1, et al.		15

DIVISION II
27th Floor
Southeast Courtroom

MONDAY, JUNE 9, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES MURPHY, BYE, SHEPHERD

				BDG	
1	07-3548	MN	Firstcom v. Qwest Corporation		20
2	08-1160	EM	Sagi Barzilay v. Tamar Barzilay		20
3	07-3750	MN	United States v. Jeffrey Jeanetta		15
	07-3836	MN	United States v. Modesto Tlaseca	NO ARG	
	07-3120	EM	United States v. Ryan Moore	NO ARG	

TUESDAY, JUNE 10, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES MURPHY, BYE, SHEPHERD

				SRD	
1	08-1102	NI	United States v. Darnell Brown, Jr.		10
	07-2887	SI	United States v. Matthew Powills	NO ARG	
2	07-2935	NI	United States v. Darius Whiting		10
	07-3578	SI	United States v. Edward Dembry	NO ARG	
	08-1032	NI	United States v. Fernando Espinoza	NO ARG	
3	07-3594	ND	United States v. Alberto Chahia		
	07-3595	ND	United States v. Kelly Overby		15

DIVISION II
27th Floor
Southeast Courtroom

WEDNESDAY, JUNE 11, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES MURPHY, BYE, SHEPHERD

				MER
	07-3565	EM	Mary Ann Arnold, et al. v. Bank of America, et al.	NO ARG
	08-1015	EA	United States v. Timothy Hibbler	NO ARG
1	08-1206	EM	United States v. Robert Taylor	15
	07-3732	MN	United States v. Javarlo Perry	REMOVED
	07-3598	NI	United States v. Thomas Morelos	NO ARG
2	07-3519	MN	3M Company v. Amtex Security	15

**** AFTERNOON SESSION****

BEGINNING AT 2:00PM
BEFORE JUDGES BYE, GRUENDER, SHEPHERD

	07-2173	MN	United States v. Bruce Betcher	15

THURSDAY, JUNE 12, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES MURPHY, BYE, SHEPHERD

				PAW
	07-2314	SI	Patreka Harrison v. Singer Asset Finance Company	
	07-2863	SI	Patreka Harrison v. Singer Asset Finance Company	NO ARG
	07-3791	EM	United States v. Jay Patterson	REMOVED
1	07-3516	EM	United States v. Marvin Hayes	10
	08-1047	EM	United States v. Emmanuel Sohn	REMOVED
	07-3611		Edgar Herrera v. Michael Mukasey	NO ARG

DIVISION II
27th Floor
Southeast Courtroom

FRIDAY, JUNE 13, 2008 BEGINNING AT 8:30AM
BEFORE JUDGES MURPHY, BYE, SHEPHERD

				JMH
1	07-3451	MN	Charles Gill v. Geoff Maciejewski	
	07-3482	MN	Charles Gill v. Geoff Maciejewski	
	07-3630	MN	Charles Gill v. Geoff Maciejewski	15
	07-3820	SI	Ladco Properties v. Jefferson-Pilot Life Insurance Company	NO ARG
2	07-3561	EA	Donna Pate-Fires v. Michael Astrue	10
3	07-3617	MN	Christopher Holscher, et al. v. William Hawley, et al.	10

DIVISION III
27th Floor
Northeast Courtroom

MONDAY, JUNE 9, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES SMITH, BOWMAN, GRUENDER

				DMS
1	07-3535	EA	United States v. Joshua Howe	
	07-3536	EA	United States v. Joshua Howe	20
2	07-3576	MN	Straights and Gays for Equality v. Osseo Area Schools, et al.	15
	07-2235	EA	Juquan Muhammad v. Ricky McCarrell, et al.	NO ARG
	07-3003		Jorobor Gumaneh v. Michael Mukasey	NO ARG
3	07-2939		Wilfred Cooke, et al. v. Michael Mukasey	15

TUESDAY, JUNE 10, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES SMITH, BOWMAN, GRUENDER

				BWB
1	07-3067	SD	United States v. Walter Miller	
	07-3069	SD	United States v. Walter Miller	15
2	07-3073	SD	United States v. Mary Miller	15
3	07-3675	NI	United States v. Terry Samuels	15
	07-3495	ND	United States v. Arthur Crissler	NO ARG
	07-3583	ND	United States v. Burdon Lester	NO ARG
	07-3645	SI	United States v. Federico Negrete	NO ARG

WEDNESDAY, JUNE 11, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES SMITH, GRUENDER, *ROSENBAUM

				DGH
1	07-3673	EM	Neighborhood Enterprises, et al. v. City of St. Louis, et al.	20
	07-2932	NI	United States v. Allen Davis	REMANDED
2	07-3527	ND	The Auto Club Group v. John Wimbush	15
3	07-3608	EA	United States v. Steve Ault	10
	07-3891	EA	United States v. Debra Price	NO ARG

DIVISION III
27th Floor
Northeast Courtroom

THURSDAY, JUNE 12, 2008 BEGINNING AT 9:00AM
BEFORE JUDGES SMITH, GRUENDER, *ROSENBAUM

				LAD
1	07-3582	ND	Kenneth Hueske, et al. v. State Farm Fire and Casualty	15
2	08-1039	SD	United States v. Harry Black Bear	15
	07-3827	SD	Leverne Floody v. Jennifer Wagner, et al.	REMOVED
	07-3534	SD	United States v. John Hughes	NO ARG
3	07-3744	EA	United States v. William Allen	10

FRIDAY, JUNE 13, 2008 BEGINNING AT 8:30AM
BEFORE JUDGES SMITH, GRUENDER, *ROSENBAUM

				CMD
1	07-3437	EA	Chris Lowry, et al. v. Watson Chapel School District, et al.	
	08-1139	EA	Chris Lowry, et al. v. Watson Chapel School District, et al.	20
	07-3263		Thomas Redd v. Michael Mukasey	NO ARG
2	07-3269	SD	Oglala Sioux Tribe v. C & W Enterprises	15
3	07-3901	SI	Tasha McGee v. Michael Astrue	15